

FILE COPY

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
THE APPLICATION FOR A LICENSE OF

MICHAEL P. BYRNE, M.D.,

Applicant

ORDER GRANTING THE LIMITED LICENSE

On February 26, 1991, Dr. Byrne filed his application for a license and for a temporary educational permit to practice medicine and surgery in the State of Wisconsin. Dr. Byrne indicated on his application that on November 11, 1982, he was sentenced to three years in prison for importing marijuana into the United States aboard a yacht captained by him. Based on that disclosure, and upon other information provided by Dr. Byrne, the board denied Dr. Byrne's application by its Order dated June 6, 1991. Following a suit brought by Dr. Byrne in Dane County Circuit Court, the board permitted Dr. Byrne to sit for the FLEX examination, and granted a temporary educational permit to complete a family practice residency program at Waukesha Memorial Hospital, Waukesha, Wisconsin.

By letter dated April 13, 1992, Dr. Byrne requested an appearance before the board in support of his application for a license. He appeared on May 21, 1992, and the board considered the matter on that date. The board and Dr. Byrne thereafter entered into a Stipulation by which the board agreed to issue and Dr. Byrne agreed to accept a limited license to practice medicine and surgery in Wisconsin. A copy of the Stipulation is attached hereto and made a part hereof.

Based upon the Stipulation, the board orders as follows:

NOW, THEREFORE, IT IS ORDERED that Michael P. Byrne, M.D., is hereby granted a limited license to practice medicine and surgery in Wisconsin imposing the following terms and conditions:

1 The term of the license shall be for one year, effective July 1, 1992. Dr. Byrne shall appear before the board three months from the effective date of the license.

2. Prior to Dr. Byrne's next appearance before the board, he shall undergo a psychiatric and psychological evaluation to be conducted by Steven B. Hansen, M.D., of the Milwaukee Psychiatric Hospital, Milwaukee, Wisconsin. Dr. Byrne shall be responsible for submission to the board within two months of the effective date of the license of a complete report prepared by Dr. Hansen setting forth the results of the evaluation performed.

3. Dr. Byrne's practice shall be restricted exclusively to participation in the Medical College of Wisconsin Waukesha Family Practice Residency Program.

4. During the term of the license, Dr. Byrne may not apply for or hold a DEA registration.

5. Dr. Byrne shall appear before the board at the end of one year in support of any petition for renewal of the license.

6. Violation of the terms and conditions of this Order shall constitute grounds for revocation of the limited license.

Dated this 28 day of May, 1992.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by B. Ann Neviaser
B. Ann Neviaser
Secretary

WRA:BDLS2:1836

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
THE APPLICATION FOR A LICENSE OF

MICHAEL P. BYRNE, M.D.,

Applicant

STIPULATION

The Medical Examining Board (board) and Michael P. Byrne, M.D. (Dr. Byrne) hereby stipulate as follows:

1. On February 26, 1991, Dr. Byrne filed his application for a license and for a temporary educational permit to practice medicine and surgery in the State of Wisconsin. Dr. Byrne indicated on his application that on November 11, 1982, he was sentenced to three years in prison for importing marijuana into the United States aboard a yacht captained by him. Based on that disclosure, and upon other information provided by Dr. Byrne, the board denied Dr. Byrne's application by its Order dated June 6, 1991. Following a suit brought by Dr. Byrne in Dane County Circuit Court, the board permitted Dr. Byrne to sit for the FLEX examination, and granted a temporary educational permit to complete a family practice residency program at Waukesha Memorial Hospital, Waukesha, Wisconsin.

2. By letter dated April 13, 1992, Dr. Byrne requested an appearance before the board in support of his application for a license. He appeared on May 21, 1992, and the board considered the matter on that date.

3. The board agrees to issue and Dr. Byrne agrees to accept a limited license to practice medicine and surgery in Wisconsin imposing the following terms and conditions:

(a) The term of the license shall be for one year, effective July 1, 1992. Dr. Byrne shall appear before the board three months from the effective date of the license.

Michael P. Byrne, M.D.

Page 2

(b) Prior to Dr. Byrne's next appearance before the board, he shall undergo a psychiatric and psychological evaluation to be conducted by Steven B. Hansen, M.D., of the Milwaukee Psychiatric Hospital, Milwaukee, Wisconsin. Dr. Byrne shall be responsible for submission to the board within two months of the effective date of the license of a complete report prepared by Dr. Hansen setting forth the results of the evaluation performed.

(c) Dr. Byrne's practice shall be restricted exclusively to participation in the Medical College of Wisconsin Waukesha Family Practice Residency Program.

(d) During the term of the license, Dr. Byrne may not apply for or hold a DEA registration.

(e) Dr. Byrne shall appear before the board at the end of one year in support of any petition for renewal of the license.

4. Violation of the terms and conditions of the order of the board adopting this Stipulation shall constitute grounds for revocation of the limited license.

Dated this 28 day of May, 1992.

Mike Byrne

Michael P. Byrne, M.D.

Dated this 28 day of May, 1992.

STATE OF WISCONSIN
MEDICAL EXAMINING BOARD

by B. Ann Neviaser
B. Ann Neviaser
Secretary

WRA:BDLS2:1834